IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: Bankruptcy No. 16-22349- CMB Diana M. Onifer and Michael S. Onifer, Chapter 13 Related to Doc. Nos. 98, 99, 100 & 101 Debtors. Wilmington Savings Fund Society, FSB, doing business as Christiana Trust, not in its Individual Capacity but Solely as Trustee for BCAT 2014-4TT c/o New Penn Financial, LLC d/b/a Shellpoint Mortgage Servicing, Movant, Vs. Diana M. Onifer and Micahel S. Onifer **Debtors** Ronda J. Winnecour, Chapter 13 Trustee) Respondents.

ORDER

AND NOW, this 7th, day of June, 2018, for the reasons indicated on the record at the hearing today and, upon consideration of the Second Statement Identifying Corporate Designee In the Form of Motion to Reconsider and Vacate May 24, 2018 Order, Or, In the Alternative, to Alter or Amend May 24, 2018 Order filed by Wilmington Savings Fund Society, FSB ("Motion to Reconsider") (Doc. No. 98), the Chapter 13 Trustee's Request for Evidentiary Hearing and Continuing Motion for Sanctions against Wilmington Savings Fund Society, FSB ("Trustee's Response") (Doc. No. 99), it is hereby ORDERED, ADJUDGED, AND DECREED that:

1. The Motion to Reconsider is **GRANTED IN PART AND DENIED IN PART**.

2. **IT IS FURTHER ORDERED** that:

- a. The Motion to Reconsider is **GRANTED** insofar as Bruce Coleman, Bankruptcy Senior Manager, Shellpoint Mortgage Servicing, LLC is authorized to appear as the corporate designee at the evidentiary hearing scheduled for **June 12, 2018 at 10:00** a.m.
- b. The Motion to Reconsider is **DENIED** with respect to Wilmington's request to limit the scope of the testimony of the corporate designee.

3. IT IS FURTHER ORDERED that:

- a. The Court reserves its right to order a representative from Wilmington Savings Fund Society, FSB ("Wilmington") to appear and testify at any further hearings.
- b. The Court reserves its right to impose sanctions against Wilmington, Wilmington's counsel and/or Shellpoint Mortgage Servicing, LLC at any future proceedings related to this matter.
- c. The Court encourages the Chapter 13 trustee and Mr. Coleman and/or Mr. Miller to meet (or discuss via phone) in advance of the June 12th evidentiary hearing.
- d. Counsel shall deliver to Chambers and opposing counsel a completed witness list and exhibit list using the forms attached to the May 24, 2018 order and copies of all pre-marked exhibits on or before **June 8, 2018**. Exhibits are not required to be filed on the docket.

Carlota M. Böhm

United States Bankruptcy Judge

FILED 6/7/18 2:48 pm CLERK U.S. BANKRUPTCY COURT - WDPA

Case 16-22349-CMB Doc 103 Filed 06/09/18 Entered 06/10/18 00:44:10 Desc Imaged Certificate of Notice Page 3 of 3 United States Bankruptcy Court

Western District of Pennsylvania

In re: Diana M Onifer Michael S Onifer Debtors Case No. 16-22349-CMB Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2 User: kthe Page 1 of 1 Date Rcvd: Jun 07, 2018

Form ID: pdf900 Total Noticed: 5

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on

Jun 09, 2018.

+Diana M Onifer, Michael S Onifer, 112 West Fourth Avenue, db/jdb Latrobe, PA 15650-1006 +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave., cr

Pittsburgh, PA 15233-1828

cr Shellpoint Mortgage Servicing, Attn: Edwin Hugh Russell, II, PO Box 10826

Greenville, SC 29603-0826

+Wilmington Savings Fund Society, FSB, doing busine, c/o ShellPoint Mortgage Servicing, cr

PO BOX 10826, GREENVILLE, SC 29603-0826

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

+E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Jun 08 2018 01:57:38 cr PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021

TOTAL: 1

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) ***** Educational Credit Management Corporation, po box 16408 cr WILMINGTON SAVINGS FUND SOCIETY, FSB, doing busine

TOTALS: 2, * 0, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 09, 2018 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)

system on June 7, 2018 at the address(es) listed below:

WILMINGTON SAVINGS FUND SOCIETY, FSB, doing business James Warmbrodt on behalf of Creditor as CHRISTIANA TRUST, not in its individual capacity but solely as Trustee for BCAT 2014-4TT bkgroup@kmllawgroup.com

Jeffrey S. Golembiewski on behalf of Debtor Diana M Onifer jgolembiewski@yahoo.com,

denisegole@yahoo.com

Jeffrey S. Golembiewski on behalf of Joint Debtor Michael S Onifer jgolembiewski@yahoo.com,

denisegole@yahoo.com

Joshua I. Goldman on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, doing business as CHRISTIANA TRUST, not in its individual capacity but solely as Trustee for BCAT 2014-4TT bkgroup@kmllawgroup.com

Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com, Equitablebankruptcy@peoples-gas.com; srk@sjwpgh.com

on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, doing business William E. Miller as CHRISTIANA TRUST, not in its individual capacity but solely as Trustee for BCAT 2014-4TT wmiller@sterneisenberg.com, bkecf@sterneisenberg.com

TOTAL: 8